

false and misleading as applied to the article, which contained less than the declared amount of thiamine hydrochloride (vitamin B₁).

DISPOSITION: November 10, 1949. Default decree of condemnation and destruction.

15697. Misbranding of Rex Wheat Germ Oil. U. S. v. VioBin Corp. Plea of nolo contendere. Fine, \$1,000. (F. D. C. No. 25608. Sample Nos. 83115-H, 15069-K, 24748-K.)

INFORMATION FILED: April 11, 1949, Eastern District of Illinois, against the VioBin Corp., Monticello, Ill.

ALLEGED SHIPMENT: On or about February 26, 1947, and May 10, 1948, from the State of Illinois into the States of Ohio, Wisconsin, and Michigan.

LABEL, IN PART: "Rex Wheat Germ Oil A cold processed, biologically tested, stable wheat germ oil."

NATURE OF CHARGE: Misbranding, Section 403 (a), certain statements in the labeling of the article were false and misleading. The nature of these false and misleading statements is set forth in notices of judgment on drugs and devices, No. 2970.

The article was alleged also to be misbranded under the provisions of the law applicable to drugs, as reported in notice of judgment, No. 2970, referred to above.

DISPOSITION: November 17, 1949. A plea of nolo contendere having been entered, the court imposed a fine of \$1,000.

15698. Adulteration and misbranding of vitamin oil. U. S. v. 17 Drums * * *. (F. D. C. No. 27432. Sample No. 20573-K.)

LIBEL FILED: On or about July 11, 1949, Western District of Missouri.

ALLEGED SHIPMENT: On or about October 11, 1948, from San Francisco, Calif.

PRODUCT: 17 54-gallon drums of vitamin oil at Kansas City, Mo.

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, vitamin A, had been in part omitted from the article.

Misbranding, Section 403 (a), the label statement "Guaranteed not less than * * * 454,000 U. S. P. Vitamin A Units per pound (1,000 units per gram)" was false and misleading as applied to an article which contained less than 454,000 U. S. P. units of vitamin A per pound (1,000 units per gram).

The article was adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: September 22, 1949. The California Packing Sales Co., San Francisco, Calif., having appeared as claimant, judgment was entered providing for the release of the product under bond, to be brought into compliance with the law. The product subsequently was relabeled.

15699. Adulteration of fenugreek tea. U. S. v. 4 Cases * * * (and 2 other seizure actions). (F. D. C. Nos. 24473, 24575, 24602. Sample Nos. 36466-K, 36467-K, 36475-K, 37025-K.)

LIBELS FILED: March 9 and 29 and April 16, 1948, Western District of Washington.

ALLEGED SHIPMENT: On or about December 9, 1947, and January 21 and March 16, 1948, by the Nutrition Enterprises, from Chicago, Ill.

PRODUCT: 16 $\frac{2}{3}$ cases, each full case containing 12 1-pound packages, and 10 cases, each containing 6 4-pound packages, of fenugreek tea at Seattle, Wash.

LABEL, IN PART: "Lelord Kordel's Fenugreek Tea."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of dirt and rodent excreta.

DISPOSITION: July 26, 1949. Lelord Kordel, claimant, having consented to the entry of a decree, judgments of condemnation were entered and the court ordered that the product be released under bond for recleaning and repackaging, under the supervision of the Federal Security Agency. On October 19, 1949, the decrees were modified to permit destruction of the product. Thereafter, the product was denatured.

15700. Adulteration and misbranding of vitamin A and D feeding oil. U. S. v. Fish Products Co. Plea of guilty. Fine, \$500. (F. D. C. No. 27481. Sample No. 12026-K.)

INFORMATION FILED: September 26, 1949, District of Delaware, against the Fish Products Co., a corporation, Lewes, Del.

ALLEGED SHIPMENT: On or about September 20, 1948, from the State of Delaware into the State of New Jersey.

LABEL, IN PART: "Distributed by the Fox Company Smith's Qualadee A and D Feeding Oil Guaranteed 400 A. O. A. C. Chick Units Vitamin 'D' per gram 1000 International Units Vitamin 'A' per gram Newfield New Jersey."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, vitamin A, had been in whole or in part omitted or abstracted from the article. Misbranding, Section 403 (a), the label statement "1000 International Units Vitamin 'A' per gram" was false and misleading since the article contained not more than 600 International Units of vitamin A per gram.

DISPOSITION: December 13, 1949. A plea of guilty having been entered, the court imposed a fine of \$500.

INDEX TO NOTICES OF JUDGMENT F. N. J. NOS. 15651 TO 15700

PRODUCTS

	N. J. No.		N. J. No.
A and D feeding oil, vitamin		Cheese -----	15675, 15676
(veterinary preparation) ---	15700	Formaggio -----	15675
Apple pies -----	15659	Coconut cream pies -----	15659
Bakery products -----	15656-15659	Coffee -----	15651, 15652
Beverages and beverage mate-		Corn meal -----	15660-15662
rials -----	15651-15655	Crab meat -----	15682
Bevina -----	15696	Dairy products -----	15671-15677
Black-eyed peas, canned -----	15687	Egg(s), canned, dehydrated -----	15673
Bread -----	15656-15658	frozen, liquid whole -----	¹ 15678
Butter -----	15671-15674	whites and yolks -----	15679
canned -----	15673	noodles -----	15664
imitation -----	15674	Fenugreek tea, Lelord Kordel's ---	15699
Cereals and cereal products -----	15656-	Ferrovit tablets -----	² 15694
	15670	Fish and shellfish -----	15680-15682

¹ (15678) Prosecution contested.

² (15694) Preliminary injunction denied.